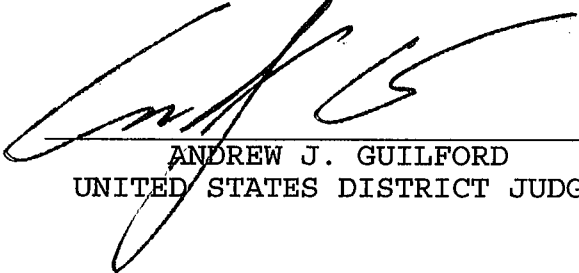


1 dismissal under Rule 41(a)(1) is effective on filing, no court order
2 is required, the parties are left as though no action had been
3 brought, the defendant can't complain, and the district court lacks
4 jurisdiction to do anything about it"). This dismissal is without
5 prejudice. See Fed. R. Civ. P. 41(a).

6
7 DATED: Oct 26, 2011.

8
9
10 
11 ANDREW J. GUILFORD
12 UNITED STATES DISTRICT JUDGE

13 PRESENTED this 24th day
14 of October, 2011, by:

15
16 
17 CHARLES F. EICK
18 UNITED STATES MAGISTRATE JUDGE
19
20
21
22
23
24
25
26
27
28